

Filed
TPO Given

ORIGINAL

104
PB 8/13/

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

CONSOLIDATED NO. 1:CV-00-1838

GARY D. WILLIAMS, TERRY :
BRUNNER, DAVID A. BAKER, :
PHILLIP J. SNYDER, CRAIG W. :
JACOBS, DAWN L. STROHECKER, :
and KURT A. EVANS :

Plaintiffs

v.

HENSON TRANSPORT, INC., :
HENSON TRUCK LEASING, INC., :
BARRY HENSON and FRANKIE :
HENSON :

Defendants

NOTICE OF APPEAL

FILED
HARRISBURG, PA


AUG 12 2002

MARY E. D'ANDREA, C
Per Deputy Clerk

Notice is hereby given that GARY D. WILLIAMS, TERRY BRUNNER,
DAVID A. BAKER, PHILIP J. SNYDER, CRAIG W. JACOBS and KURT A.
EVANS, Plaintiffs in the above named case, hereby appeal to the United States Court

of Appeals for the Third Circuit from the final judgment entered in this action on July 29, 2002, granting summary judgment in favor of the Defendants.

NAUMAN, SMITH, SHISSLER & HALL, LLP



Dennis E. Boyle, Esquire
Supreme Court I.D. No. 49618

Jodi A. Beierschmitt, Esquire
Supreme Court I.D. No. 84727
200 N. 3rd Street, 18th Floor
P. O. Box 840
Harrisburg PA 17108-0840
Telephone: (717) 236-3010
Facsimile: (717) 234-1925

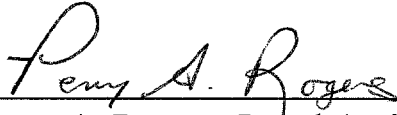
Counsel For: Gary D. Williams, Terry Brunner, David
A. Baker, Philip J. Snyder, Craig W. Jacobs and Kurt
A. Evans

Dated: August 9, 2002

CERTIFICATE OF SERVICE

I hereby certify that on the date listed below I served a copy of the foregoing Notice of Appeal by United States First Class Mail addressed to the party(ies) or attorney(s) of record at the address(s) listed below:

Jarad W. Handelman, Esquire
James, Smith, Durkin & Connelly, LLP
134 Sipe Avenue
Hummelstown PA 17036



Penny A. Rogers, Legal Assistant to
Dennis E. Boyle, Esquire

Dated: August 12, 2002

To your knowledge, is there any case now pending or about to be brought before this Court or any other court or administrative agency which:

{A} Arises from substantially the same case or controversy as this appeal? ☐ Yes

☒ No

{B} Involves an issue that is substantially the same, similar, or related to an issue in this appeal?

☐ Yes

☒ No

If yes, state whether { } "A" or { } "B" or both, and provide:

Case Name:

Citation: Court or Agency

Docket No.:

NATURE OF SUIT
(Check as many as apply)

1. FEDERAL STATUTES

☐ ANTITRUST
☐ BANKRUPTCY
☐ BANKS & BANKING
☐ CIVIL RIGHTS
☐ COMMERCE, ROUTES,
AND TARIFFS
☐ COMMODITIES
☐ COMMUNICATIONS
☐ CONSUMER PROTECTION
☐ COPYRIGHT ☐ PATENT
OR ☐ TRADEMARK
☐ ELECTION
☐ ENERGY
☐ ENVIRONMENTAL
☐ FREEDOM OF
INFORMATION
☐ IMMIGRATION
☒ LABOR
☐ OSHA
☐ SECURITIES
☐ SOCIAL SECURITY
☐ TAX
☐ EQUAL ACCESS TO
JUSTICE
☐ OTHER (specify):

2. TORTS

☐ ADMIRALTY
☐ ASSAULT/DEFAMATION
☐ PRODUCT LIABILITY/
WARRANTY
☐ DIVERSITY
☐ OTHER (specify):

3. CONTRACTS

☐ ADMIRALTY/MARITIME
☐ ARBITRATION
☐ COMMERCIAL
☐ EMPLOYMENT
☐ INSURANCE
☐ NEGOTIABLE
DISBURSEMENTS
☐ DIVERSITY
☐ OTHER (specify):

4. PRISONER PETITIONS

☐ CIVIL RIGHTS
☐ HABEAS CORPUS (2254)
☐ MANDAMUS AND OTHER
☐ PAROLE
☐ VACATE SENTENCE(2255)

5. OTHER

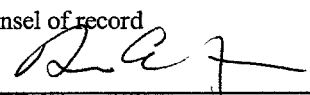
☐ FORFEITURE/PENALTY
☐ REAL PROPERTY
☐ TREATY (specify):

☐ DIVERSITY
☐ OTHER (specify):

N.B. ALL CASES EXCEPT THOSE IN CATEGORY 4, ORIGINAL PROCEEDINGS (e.g, mandamus/prohibition), AND PRO SE CASES ARE SUBJECT TO REFERRAL TO THE COURT'S MEDIATION PROGRAM.

This is to certify that this civil appeal information statement was mailed to the Clerk of the U.S. Court of Appeals for the Third Circuit and a copy hereof served to each party or their counsel of record
this 9th day of August 2002

REV. 02/10/99



(Signature of Counsel)

INFORMATION STATEMENT TO BE COMPLETED BY U.S. DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA
HARRISBURG, PA

CAPTION:

Gary D. Williams, et al.
Vs
Henson Transport, Inc., et al.

DISTRICT COURT NO. 1:CV-00-1838

CT. OF APPEALS NO. _____

NOTICE OF APPEAL FILED

COURT REPORTER(S) Vicki Fox

FILING FEE:

NOTICE OF APPEAL X PAID ___ NOT PAID ___ SEAMAN

DOCKET FEE X PAID ___ NOT PAID ___ USA

CJA APPOINTMENT: (Attach Copy of Order)

___ PRIVATE ATTORNEY
___ DEFENDER ASSOCIATION OR FEDERAL PUBLIC DEFENDER
___ MOTION PENDING

LEAVE TO PROCEED IN FORMA PAUPERIS STATUS, IF APPLICABLE:

(Attach Copy of Order)

___ MOTION GRANTED (IN FIRST INSTANCE)
___ MOTION DENIED (IN FIRST INSTANCE)
___ MOTION PENDING BEFORE DISTRICT JUDGE

CERTIFICATE OF PROBABLE CAUSE (STATE HABEAS CORPUS):

(Attach copy of Order)

___ GRANTED
___ DENIED
___ PENDING

COPIES TO:

Judge Rambo
Craig J. Staudenmaier, Esq.
Jodi A. Beierschmitt, Esq.
Dennis E. Boyle, Esq.
Jarad Wade Handelman, Esq.
Frank P. Clark, Esq.
John J. McNally III, Esq.
Vicki Fox, Court Reporter
File Copy

PREPARED BY Renée M. Brtalik
Deputy Clerk

Date: August 13, 2002



MARY E. D'ANDREA
Clerk of Court

UNITED STATES DISTRICT COURT
for the
MIDDLE DISTRICT OF PENNSYLVANIA
William J. Nealon Federal Bldg & U.S. Courthouse
235 North Washington Avenue
P.O. Box 1148
Scranton, PA 18501-1148

(570) 207-5600 FAX (570) 207-5650
Internet Address: www.pamd.uscourts.gov

Divisional Offices:

Harrisburg: (717) 221-3920
Williamsport: (570) 323-6380

Office of the Clerk
United States Court of Appeals
for the Third Circuit
21400 United States Courthouse
601 Market Street
Philadelphia, PA 19106-1790

RE: Gary D. Williams, et al. v Henson Transport, Inc., et al.
USDC NO: 1:CV-00-1838
USCA NO:
E-mail Account: All correspondence should be sent to the e-mail account:
PAMDAPPEAL1

Dear Ms. Waldron:

A *Notice of Appeal* was filed in the above-referenced case.

_____ **Civil Prisoner Case: Case file and docket sheet available through RACER.**

_____ **Non-Prisoner *Pro Se* Civil Case: Notice of Appeal and Docket Sheet available through RACER.**

 X **Non-Prisoner Civil Case or Criminal Case: Notice of Appeal and Docket Sheet available through RACER.**
Documents 1-93 not scanned. Documents 94-103 are scanned. Please contact Harrisburg office if documents are needed.

_____ **Civil Prisoner Case: ___ Supplemental Record filed. Documents and docket sheet available through RACER.**

_____ **Non-Prisoner Civil Case or Criminal Case:**
_____ **Supplemental Record filed. Docket Sheet available through RACER.**

The Clerk's Office hereby certifies the record and the docket sheet available through RACER to be the certified list in lieu of the record and/or the certified copy of the docket entries.

Very truly yours,

s/ Renée M. Brtalik
Deputy Clerk

Date: August 13, 2002

UNITED STATES DISTRICT COURT
FOR THE
MIDDLE DISTRICT OF PENNSYLVANIA

* * MAILING CERTIFICATE OF CLERK * *

August 13, 2002

Re: 1:00-cv-01838 Williams v. Henson Transport, In

True and correct copies of the attached were mailed by the clerk
to the following:

Craig J. Staudenmaier, Esq.
Nauman, Smith, Shissler & Hall, LLP
200 North Third Street
18th Floor
P.O. Box 840
Harrisburg, PA 17108-0840 Fax No.: 17172341925

Jodi A. Beierschmitt, Esq.
Nauman, Smith, Shissler & Hall, LLP
200 North Third Street
18th Floor
P.O. Box 840
Harrisburg, PA 17108-0840 Fax No.: 17172341925

Dennis E. Boyle, Esq.
Nauman, Smith, Shissler & Hall, LLP
200 North Third Street
18th Floor
P.O. Box 840
Harrisburg, PA 17108-0840 Fax No.: 17172341925

Jarad Wade Handelman, Esq.
James, Smith, Durkin & Connelly, LLP
134 Sipe Avenue
Hummelstown, PA 17036

Frank P. Clark, Esq.
Clark Law Office
3045 Market Street
2nd Floor
Camp Hill, PA 17011 Fax No.: 17177314764

John J. McNally III, Esq.
James Smith Durkin & Connelly, LLP
P.O. Box 650
134 Sipe Ave

Hershey, PA 17033-0650

cc:

Judge	()	() Pro Se Law Clerk
Magistrate Judge	()	() INS
U.S. Marshal	()	() Jury Clerk
Probation	()	
U.S. Attorney	()	
Atty. for Deft.	()	
Defendant	()	
Warden	()	
Bureau of Prisons	()	
Ct Reporter Vicki Fox	()	
Ctroom Deputy	()	
Orig-Security	()	
Federal Public Defender	()	
Summons Issued	()	with N/C attached to complt. and served by: U.S. Marshal () Pltf's Attorney ()
Standard Order 93-5	()	
Order to Show Cause	()	with Petition attached & mailed certified mail to: US Atty Gen () PA Atty Gen () DA of County () Respondents ()
Bankruptcy Court	()	
Other _____	()	

MARY E. D'ANDREA, Clerk

DATE: August 13, 2002

BY: Renee Bitalin
Deputy Clerk